IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.32274 of 2026

CNR No. ODHC010763222026)

Babita Mahanta .... **Petitioner**

Mr. Akash Kumar Boral, Advocate

-Versus-

State of Odisha and others .... **Opposite Parties**

Mr. S. Behera, AGA

CORAM:
MR. JUSTICE R.K. PATTANAIK

ORDER
27.10.2026

Order No.

01. 1. Heard Mr. Boral, learned counsel for the petitioner and Mr. Behera, learned AGA for the State.

2. Instant writ petition is filed by the petitioner for a direction to the opposite parties to consider and approve her appointment against the post of Assistant Teacher in Surjyakanti U.P. (M.E.) School, Kalanda in the district of Mayurbhanj for the purpose of grant-in-aid under the Odisha Education (Payment of Grant-in-Aid to the High Schools and Upper Primary Schools) Order, 1994 and in view of the decision in **Bibekananda Das Vrs. State of Orissa & others 1997 (II) OLR 122** and on such other grounds stated therein.

3. Referring to the facts pleaded on record, Mr. Boral, learned counsel submits that the petitioner is entitled to B.Ed. scale of pay on attaining the age of 48 years on 7th July, 2024 and despite a representation as at Annexure-8 series with reminders, no decision has been taken thereon by opposite party No.4.

4. Recorded the response of the State.

5. The representation as at Annexure-8 series is of the year 2018. It is claimed by Mr. Boral, learned counsel that after the representation, there have been repeated reminders till 2025. Considering the above claim and the representation being of 2018, this Court, taking into account the submission of Mr. Boral, learned counsel and also the objection of the State, is inclined to grant liberty to the petitioner to file a detailed and fresh representation in this regard to opposite party No.4 for a decision within a stipulated period having regard to the plea put forth relying on the decision in **Bibekananda Das** (supra) and also **Radharani Samal Vrs. State of Orissa 2017 (I) ILR-CUT-546**.

6. Accordingly, it is ordered.

7. In the result, the writ petition stands disposed of with the direction as aforesaid. It is further directed that in the event, any such representation is received from the petitioner, it shall be entertained by opposite party No.4 and disposed of in the light of the observations made hereinabove at the earliest preferably within a period of six weeks from the date of receipt of a copy of this order along with the representation.

8. Issue urgent certified copy as per rules.

Signature Not Verified
Digitally Signed
Signed by: ALOK RANJAN SETHY
Reason: Authentication
Location: ORISSA HIGH COURT
Date: 29-Oct-2026 12:17:23
Alok

(R.K. Pattanaik)
Judge